

MEETINGS TO DATE 25
NO. OF REGULARS 20
NO. OF SPECIALS 5

LANCASTER, NEW YORK
OCTOBER 19, 1987

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 19th day of October 1987, at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD J. SHERWOOD, TOWN ATTORNEY
ROBERT LABENSKI, TOWN ENGINEER
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
JOHANNA M. COLEMAN, RECEIVER OF TAXES
MALCOLM J. FRANCIS., JR., ASSESSOR

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, designated Chapter 46 of the Code of said Town, entitled "Article VIII - Stop and Yield Intersections" re: Country View Way.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

QUESTIONS

None

COMMENTS

None

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

The Town Board, later in the meeting, adopted a resolution hereinafter spread at length, approving this ordinance amendment.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, designated Chapter 46 of the Code of said Town, entitled "Article VIII - Stop and Yield Intersections" re: Heritage Drive and Greenmeadow Drive.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

QUESTIONS

None

COMMENTS

None

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:43P.M.

The Town Board, later in the meeting, adopted a resolution hereinafter spread at length, approving this ordinance amendment.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on October 5, 1987, as presented by the Town Clerk, be and
hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-MIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Public Hearings were held on the 19th day of October, 1987,
for the purpose of amending Chapter 46-Vehicle and Traffic Ordinance of the
Code of the Town of Lancaster, and persons for and against such amendments
have had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearings was duly published and
posted;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of
the Town of Lancaster, be amended in the form attached hereto and made a part
hereof;

2. That said amendments be added in the minutes of the meeting of
the Town Board of the Town of Lancaster held on the 19th day of October, 1987;

3. That a certified copy thereof be published in the Lancaster Bee
on October 22, 1987;

4. That a certified copy of the amendments be posted on the Town
Bulletin Board;

5. That Affidavits of Publication and Posting be filed with the
Town Clerk, and

6. That the Highway Superintendent take whatever action is necessary
to install signs in accordance with the Law.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

LEGAL NOTICE
NOTICE OF ADOPTION OF AMENDMENT
TO
VEHICLE & TRAFFIC ORDINANCE
OF THE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED CHAPTER 46 OF CODE OF THE TOWN OF LANCASTER

The Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

ARTICLE VIII - Stop and Yield Intersections:-

§46-8, Stop Intersections designated, is hereby amended by adding thereto:

.....

<u>STREET</u>	<u>DIRECTION</u>	<u>ENTRANCE STREET</u>	<u>TRAFFIC STOPS</u>	<u>SIGN LOCATION</u>
Country View Way	East/west	Pheasant Run	Northbound	S.E. Corner
Country View Way	East/west	Pheasant Run	Southbound	N.W. Corner
Heritage Dr.	North/south	Greenbriar Dr.	Eastbound	S.W. Corner
Heritage Dr.	North/south	Oakwood Common	Eastbound	S.W. Corner
Green Meadow Dr.	East/west	Heritage Dr.	Southbound	N.W. Corner

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the TOWN OF LANCASTER in the said County of Erie, have compared the foregoing copy of the Amendment to the Vehicle and Traffic Ordinance, with the original thereof filed in my office at Lancaster, New York, on the 19th day of October, 1987, and that the same is a true and correct copy of said Original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Town, this 19th day of October 1987.



Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, AUGUST KEICHER, the contract vendee of a parcel of land locally known as 3889 Walden Avenue, Town of Lancaster, has petitioned the Town Board of the Town of Lancaster for a Special Use Permit on said property on the south side of Walden Avenue, for a collision shop in an M1-Light Industrial District, as provided for in Sections 50-45, 50-90, 50-122 and 50-123 of the Code of the Town of Lancaster, and

WHEREAS, this Petition was referred to the Planning Board of the Town of Lancaster for review and recommendation, and

WHEREAS, a Public Hearing on the petition for the Special Use Permit was held by the Town Board of the Town of Lancaster on the 5th day of October, 1987, pursuant to Notice duly published and posted, and

WHEREAS, full opportunity to be heard was given to all parties in interest, and

WHEREAS, a review of the Petition and report of the Planning Board reveals the following facts:

1. That the proposed Special Use Permit is for an automotive use which is strictly regulated by Sections 50-45, 50-90, 50-122, and 50-123, of the Code of the Town of Lancaster;
2. That the Zoning Ordinance of the Town of Lancaster was adopted on May 24, 1961, by the Town Board of the Town of Lancaster.
3. That there are residential structures in the close vicinity of the proposed Special Use Permit, and furthermore, that these homes existed prior to the Zoning Ordinance of the Town of Lancaster.
4. That the M1-Light Industrial District where the property is located, requires that the uses allowed be conducted in a completely enclosed building.

5. That the M1-Light Industrial District prohibits dissemination of atmospheric pollutants, noise, vibration or odor beyond the boundaries of the premises on which such use is located.
6. That at the Public Hearing held on October 5, 1987 on the instant Special Use Permit Petition, the Petitioner appeared as a proponent of the Special Use Permit; and
7. That at the Public Hearing held on October 5, 1987, on the instant petition there was an opponent to the petition who resided immediately next door to the premises, and

WHEREAS, a denial of this petition for a Special Use Permit will not deny the reasonable use of the real property to the owner thereof, and

WHEREAS, the Petitioner cannot fulfill the conditions required by the Planning Board, to wit, Petitioner cannot provide the building with a brick or stone veneer and the Petitioner stated he cannot guarantee that there will be no automobiles kept outside over night, and

WHEREAS, it appears from the testimony given that the collision shop would exceed the limitations on permitted uses in an M1 District in that the business will disseminate at least noise beyond the boundaries of the premises on which such use is located, which is prohibited in an M1-Light Industrial District, and

WHEREAS, it appears from the testimony that the Petitioner must add additional fill to the front of the premises which will increase drainage problems already existing in the area, and

WHEREAS, a study of the area involved reveals that a Special Use Permit for a collision shop would be of limited benefit to the community at large and will not be in harmony with the comprehensive master plan for the development of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that upon the testimony and evidence presented at the Public Hearing, based on the foregoing findings, the petition of AUGUST KEICHER for a Special Use Permit be and hereby is denied.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA ABSTAINED **

The resolution was thereupon unanimously adopted.

October 19, 1987

** The Supervisor abstained stating that he has represented the petitioner in past years on personal legal matters.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted a proposal, dated September 21, 1987, for improvement of street lighting on Penora Street (corner Como Park Boulevard), within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended the said installations,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric and Gas Corporation be and is hereby authorized to make the following installations:

Penora Street

Remove 1- 9400 lumen MV lamp @ \$145.47 ea. =	\$145.47
(P-48, L-230)	
Install 1-24700 lumen HPS lamp @ \$180.05 ea. =	\$180.05
(P-48, L-230)	

TOTAL ANNUAL INCREASE \$ 34.58

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-LGHTNG

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, MILLGROVE VOLUNTEER FIRE DEPARTMENT, INC., and TWIN DISTRICT
VOLUNTEER FIRE COMPANY, INC., have previously entered into contracts with the
Town of Lancaster to furnish fire protection within the Town of Lancaster,
which contracts will, according to their respective terms, expire on
December 31, 1987, and

WHEREAS, the Town Board of the Town of Lancaster and Millgrove
Volunteer Fire Department, Inc. and Twin District Volunteer Fire Company, Inc.,
have consented to negotiate a new contract for these respective fire companies
pursuant to Section 184 of the Town Law, and

WHEREAS, pursuant to Section 184 of the Town Law, a Public Hearing is
necessary before any change may be made in such contracts,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 184 of the Town Law of the State
of New York, separate public hearings will be held on the 2nd day of November,
1987, in accordance with the following schedule:

8:10 o'clock P.M., Local Time	-	Millgrove Volunteer Fire Department, Inc.
8:20 o'clock P.M., Local Time	-	Twin District Volunteer Fire Company, Inc.

and that Notice of such hearings shall be published in the Lancaster Bee on
the 22nd day of October, 1987, and be posted on the Town Bulletin Board, which
Notice shall specify the time and place of said separate hearings, and describe
in general terms the proposed separate contracts and said Notice shall be in
the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES	COUNCILMAN KWAK VOTED YES
COUNCILMAN GIZA VOTED YES	COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES	

The resolution was thereupon unanimously adopted.

October 19, 1987

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 19th day of October, 1987, the said Town Board will hold separate public hearings on the 2nd day of November, 1987, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, in accordance with the following schedule:

8:10 o'clock P.M., Local Time	-	Millgrove Volunteer Fire Department, Inc.
8:20 o'clock P.M., Local Time	-	Twin District Volunteer Fire Company, Inc.

for the purpose of hearing all interested persons for or against renewing fire protection contracts between the Town of Lancaster Fire Protection District and Millgrove Volunteer Fire Department, Inc. and Twin District Volunteer Fire Company, Inc., in accordance with Section 184 of the Town Law, for fire protection to be furnished by said fire companies to the Fire Protection District established in the Town of Lancaster, upon the following general terms, to wit:

- A. Each Fire Company shall answer and attend upon all calls in said Fire Protection District, and provide emergency first aid, rescue and emergency transportation service as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory described in said proposed contract filed in the Town Clerk's Office.
- B. Contracts shall commence January 1, 1988 and terminate December 31, 1988.
- C. The amount to be paid shall be the greater sum computed under the two formulae which follow:
 1. Amount paid in 1987 -

TWIN DISTRICT VOL. FIRE COMPANY -(\$50,017)plus inflation @5%
(\$2,501.00) or \$52,518.00 (1988)

MILLGROVE VOL. FIRE DEPARTMENT -(\$11,550) plus inflation @5%
(\$577.50) or \$12,127.50 (1988)
 2. 1987 Fire Protection District Base

+ Inflation Factor

x Responsibility Factor

x Company Share

= Company Payment for 1988

D. Definitions:

- 1) 1987 Fire Protection District Base means the total consideration paid by the Town of Lancaster to all fire companies within the town-wide fire protection district, but does not include "hold harmless" adjustments.
This amount is \$239,890 for 1987.
- 2) Inflation Factor means either C.P.I. rate of 5%, whichever is greater.
- 3) Responsibility Factor is determined by dividing the present year total town assessed valuation, as set in July preceding the contract year (and adjusted by the Assessment Board of Review or Courts), by the similar calculation for the prior year.
- 4) Company Share is determined by calculating the current total assessed valuation (as set in July prior to the contract year and adjusted) assigned to the first response area of the fire company as a percentage of the full fire protection district.
- 5) C.P.I. means the increase in the Consumer Price Index of all urban consumers, Buffalo Area, as established by the Federal Bureau of Labor Statistics for June immediately preceding the contract year, expressed as a percentage of the similar calculation for June of the prior year.

- E. Such other incidental terms as may be necessary or proper in connection with such contracting.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

October 19, 1987

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated September 29, 1987, has requested permission to attend the Association of New York State Youth Bureaus' Annual Conference at Unlondale, New York, from November 8th through November 11th, 1987,

NOW, THEREFORE, BE IT

RESOLVED, that JOHN TROJANOWSKY, Executive Director of the Youth Bureau of the Town of Lancaster, be and is hereby authorized to attend the Association of New York State Youth Bureaus' Annual Conference at Unlondale, New York, from November 8th through November 11th, 1987, and

BE IT FURTHER,

RESOLVED, that expense reimbursement for ordinary and necessary expenses be authorized in an amount not to exceed \$555.00, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-SEM-MTGS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the State University of New York has contacted the Town of Lancaster Youth Bureau and proposed an Agreement wherein the Youth Bureau will receive certain students for clinical field work experience, and

WHEREAS, this program will enhance the Youth Bureau counseling efforts at no cost to the Town of Lancaster or Youth Bureau, and

WHEREAS, the Town Attorney has reviewed the Agreement between the State University of New York and the Lancaster Youth Bureau;

NOW THEREFORE, BE IT

RESOLVED, that the Director of Lancaster Youth Bureau, JOHN TROJANOWSKY, is hereby authorized to enter into an Agreement with the State University of New York wherein the Youth Bureau will act as a host institution for certain students to receive clinical field work experience.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board has advertised for and received public bids
for rehabilitation of certain paved areas owned by the Town at recreation
sites, and

WHEREAS, the Town Engineer has reviewed all bids received and all
bids received are in excess of the estimated cost and funds available in the
budget for this project;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
rejects all bids for the rehabilitation of town recreation sites since all
bids exceeded the estimated cost and funds available for said project.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association has proposed
to lend to the Town of Lancaster a MOCOM radio for use in the Town's Command
Post, and

WHEREAS, the Bowmansville Volunteer Fire Association, by letter
dated October 9, 1987, has requested the Town Board of the Town of Lancaster
to authorize the Supervisor to agree to the following stipulations
concerning this loan:

1. Bowmansville identifying markers on the radio equipment are to be
left intact.
2. Bowmansville frequency (46.50) is to be removed.
3. All maintenance and repair of the equipment is the responsibility
of the Town of Lancaster during the period of the loan.
4. All improvements made to the radio must first be cleared with
Bowmansville and thereafter, become the property of Bowmansville.
5. The radio is to be returned to the fire company in good working
condition at the termination of the usage for which it was lent,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster expresses
their thanks to the Bowmansville Volunteer Fire Association for a loan of a
MOCOM radio for the Town of Lancaster's Command Post and agrees to the
stipulations as set forth above, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is
hereby authorized to execute an acknowledgement of these stipulations and
forward such acknowledgement to the Bowmansville Volunteer Fire Association.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board, on behalf of all the Special Districts and Special Improvement Districts, upon which the cost of maintenance is required by law to be apportioned and assessed in proportion to the amount of the benefits conferred, has duly prepared detailed estimates in writing of the anticipated revenues and expenditures for such districts to determine the amount of money required to meet the expense of maintaining same, and

WHEREAS, the Town Board has assessed the amount of said estimates on several lots against which the expense of the improvement was charged in proportion to the amount of benefit conferred, and

WHEREAS, Assessment Rolls were duly prepared according to law and said assessment rolls were duly filed in the Office of the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That a Public Hearing is hereby called and shall be held on the 2nd day of November 1987, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, at which time and place this Town Board will meet to consider the aforementioned Special Districts Budget for the Year 1988, and to hear all persons interested in the subject matter thereof, and concerning the same, and

2. That a Legal Notice of said Public Hearing be published in the Lancaster Bee on October 22, 1987, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

LEGAL NOTICE

TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING
UPON THE 1988 SPECIAL DISTRICTS BUDGET

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Lancaster, New York, has completed its estimates and assessment roll relating to Special Districts, spreading costs on a benefit basis, and has filed same with the Town Clerk for the following districts for the year 1988:

Water Supply District Number 1
Water Supply District Extension Number 11 to
Water District Number 1
Water Supply District Extension Numbers 1 and 2 to
Water District Number 2
Water Supply District Extension Numbers 2 and 3 to
Water District Number 4
Water Supply District Extension Number 4 to
Water District Number 7

Master Water Improvement Area

Sanitary Sewer District Number 1 - Glendale and Parkdale
Sanitary Sewer District Number 2
Sanitary Sewer District Number 4
Sanitary Sewer District Extension Numbers 1, 2, 3 and 4 to
Sanitary Sewer District Number 2
Sanitary Sewer Lateral Districts Numbers 1 and 2, and
Meadow Lea Estates, Lancaster Heights, Markey Avenue,
South Broezeel, Ronald-Charlton and Botimer, within
Sanitary Sewer District Number 2
Consolidated Lighting District Number 1
Fire Protection District

FURTHER NOTICE IS GIVEN, that a Public Hearing on such estimates and Assessment Roll will be held on November 2, 1987, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, at which time and place the Town Board will meet to hear and consider any persons interested in the subject matter thereof.

BY ORDER OF THE:

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL,
Town Clerk

October 19, 1987

File: R-BUDGETS (P5&6)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

RESOLVED, that the following budget amendments be and hereby are
authorized to the 1987 Townwide General Fund Budget, the Federal Revenue
Sharing Fund Budget, the Special Districts-Water-Master Water Improvement
Area Fund Budget and the Part Town Fund Budget:

	ACCT. NO.	INCREASE
<u>BUDGET AMENDMENT - GENERAL FUND</u>		
Estimated Revenues	A 510	5,000.00
Budget Appropriations	A 960	5,000.00
Transfer from Federal Revenue		
Sharing for Police Pers. Serv.	A 2812	5,000.00
Police - Pers. Serv.	A 3120.1	5,000.00
<u>BUDGET AMENDMENT - FEDERAL REVENUE</u>		
<u>SHARING FUND</u>		
Estimated Revenues	CF 510	3,823.00
Approp. Fund Balance	CF 599	1,177.00
Budget Appropriations	CF 960	5,000.00
Fed. Revenue Sharing	CF4001	2,717.00
Interest Earning	CF2401	1,106.00
Transfer to Gen. Fund for Police		
Pers. Serv., Town outside		
Villages	CF3120.901	5,000.00
<u>SPECIAL DISTRICTS - WATER -</u>		
<u>MASTER WATER IMPROVEMENT AREA</u>		
Appropriated Fund Balance (MWIA)	SW 599	4,900.00
Budget Appropriations (MWIA)	SW 960	4,900.00
Misc. Water Dist. Expenses -		
Repairs & Maint. (MWIA)	SW8389.426	4,900.00
<u>BUDGET AMENDMENT - PART TOWN FUND</u>		
Appropriated Fund Balance	B 599	1,000.00
Budget Appropriations	B 960	1,000.00
Disaster Preparedness - Telephone		
Expense	B 3670.406	1,000.00

and,

BE IT FURTHER

RESOLVED, that the following budget transfers be and are hereby
authorized to the 1987 Townwide General Fund Budget and the Part Town
Highway Fund Budget:

	ACCT. NO.	DECREASE	INCREASE
<u>BUDGET TRANSFER - GENERAL FUND</u>			
Elections - Other Equipment	A 1450.260	6,700.00	
Town Clerk - Office Furniture			
and Equipment	A 1410.210		6,700.00
<u>BUDGET TRANSFER - PART TOWN HIGHWAY</u>			
<u>FUND</u>			
Employee Benefits - Retirement			
System	DB9010.801	15,890.00	
Special Items - Unallocated			
Insurance	DB1910.411		15,890.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-ACCT-TRNS (P2&3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK, TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated October 14, 1987, has requested the confirmation of three new members duly elected to the membership of the Twin District Volunteer Fire Company, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership of the Twin District Volunteer Fire Company, Inc. of the following individuals:

ADDITIONS

Christopher D. Wesolek
4845 Transit Road, C-4
Depew, New York 14043

Mike Brueggeman
15 Old Post Roa
Lancaster, New York 14086

OUT OF DISTRICT ADDITION

Raymond Faulhaber
705 Terrace Boulevard, No. 2
Depew, New York 14043

and,

BE IT FURTHER

RESOLVED, that Mark Mikula, 5137 William Street, Lancaster, New York 14086, a Junior Firefighter with the Twin District Volunteer Fire Company, Inc., who was erroneously appointed a senior firefighter by resolution dated November 17, 1986, be and hereby is removed from the Senior Firefighters' Roster of the Twin District Volunteer Fire Company, Inc.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

FILE: R-FIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, persons in charge of the various departments of the Town Government have submitted estimates of revenues and expenditures for the year 1988, and

WHEREAS, the Town Board has reviewed the estimates as prepared and filed by the various departments, and

WHEREAS, the Budget Officer has prepared and filed a Preliminary budget with his budget message with the Town Clerk and the Town Clerk has filed same with the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing on the Preliminary Budget of the Town of Lancaster for the year 1988, be held by this Town Board at the Town Hall, 21 Central Avenue, Lancaster, New York on the 2nd day of November 1987, at 9:00 o'clock P.M., Local Time, and

BE IT FURTHER

RESOLVED, that the necessary Notice of Public Hearing upon the 1988 Preliminary Budget, as required by Section 108 of the Town Law of the State of New York, be published in the Lancaster Bee, the official newspaper, on October 22, 1987, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

LEGAL NOTICE

**TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING
UPON THE 1988 PRELIMINARY BUDGET**

NOTICE IS HEREBY GIVEN, that the Preliminary Budget of the Town of Lancaster, for the fiscal year beginning January 1, 1988, has been completed and filed in the Office of the Town Clerk, 21 Central Avenue, Lancaster, New York, where it is available for inspection by any interested persons during office hours.

FURTHER NOTICE IS GIVEN, that the Town Board of the Town of Lancaster will meet and review said Preliminary Budget and hold a Public Hearing thereon at the Town Hall, 21 Central Avenue, Lancaster, New York, at 9:00 o'clock P.M., Local Time, on the 2nd day of November 1987, and at such hearing, any person may be heard in favor of or against the Preliminary Budget as compiled, or for or against any item or items therein contained.

Pursuant to Section 108 of the Town Law, the proposed annual salaries of the following Town Officers are specified as follows:

Supervisor - as Supervisor	30,671.00
- as Budget Officer	7,098.00
Councilman	8,735.00
Councilman	8,735.00
Councilman	8,735.00
Councilman	8,735.00
Town Justice	18,802.00
Town Justice	18,802.00
Receiver of Taxes - as Receiver of Taxes	22,853.00
- as Property Mgr.	900.00
Town Clerk - as Town Clerk	33,028.00
- as Clerk to Zoning Board of Appeals	1,378.00
Superintendent of Highways	30,514.00

BY ORDER OF THE:

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL,
Town Clerk

October 19, 1987

File: R-BUDGETS (P3&4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by
letter dated October 5, 1987, has requested the confirmation of one new member
duly elected to the membership of the Bowmansville Volunteer Fire Association,
Inc. and the deletion of one member from the membership of the Bowmansville
Volunteer Fire Association, Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the addition to, and the deletion from, the membership of the
Bowmansville Volunteer Fire Association, Inc. of the following individuals:

PROBATIONARY ACTIVE MEMBER

Jeffrey Kotowski
21 Pheasant Run Lane
Lancaster, New York 14086

DELETION

Timothy Domzalski

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 5, 1987

File: R-FIRE (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Planning Board Chairman of the Town of Lancaster, by letter dated October 15, 1987, had requested permission to send one member of the Planning Board to the New York Planning Federation Annual Planning and Zoning Institute in the Nevele Country Club, Ellenville, New York, from October 17th through October 19, 1987,

NOW, THEREFORE, BE IT

RESOLVED, that one member of the Planning Board be and is hereby given authorization to attend the New York Planning Federation Annual Planning and Zoning Institute in the Nevele Country Club, Ellenville, New York, which conference was held from October 17th through October 19, 1987, and

BE IT FURTHER,

RESOLVED, that expense reimbursement for ordinary and necessary expenses be authorized in an amount not to exceed \$400.00, including mileage, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-SEM-MTGS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 3725 to Claim No. 3911 Inclusive.

Total amount hereby authorized to be paid:

\$175,350.19

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of Building Permits be and are hereby
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
409	Michael J. Meyer	74 Pheasant Run La.	ER. SHED
410	William Karn	5676 Broadway	ER. CARPORT
411	Peter J. Stahrr	58 Marky Ave.	ER. PATIO COVER
412	Corrada Messina	10 Deerpath Dr.	ER. FIREPLACE
413	Fred Donato	243 Schwartz Rd.	ER. SIN. DWLG, GARAGE
414	Fischione Const.	1 Hidden Tr.	ER. SIN. DWLG, GARAGE
415	Fischione Const.	5 Hidden Tr.	ER. SIN. DWLG, GARAGE
416	Fischione Const.	3 Hidden Tr.	ER. SIN. DWLG, GARAGE
417	Jack Suchy	4572 Walden Ave.	ER. SIN. DWLG, GARAGE
418	Marrano/Marc Equity	19 Oakwood Com.	ER. SIN. DWLG, GARAGE
419	Marrano/Marc Equity	17 Oakwood Com.	ER. SIN. DWLG, GARAGE
420	Ron Climerhaga	119 Wm/Kidder Rd.	ER. FIREPLACE
421	Robert Jordan	6232 Genesee St.	ER. POLE BARN
422	Holiday Lumber	1276 Penora St.	ER. GARAGE
423	Jerome Domino	48 Foxhunt Dr.	ER. SHED
424	Brian Bundy	281 Westwood Rd.	ER. SIN. DWLG, GARAGE
425	Stratford Homes	40 Country Pl.	ER. SIN. DWLG, GARAGE
426	Lovejoy Floor Cover	1549 Como Park Blvd.	ER. SIN. DWLG, GARAGE
427	Marrano Devel. Corp.	14, 16, 18, 20, 22 and 24 Eastwood Pkwy.	ER. SIN. DWLGS, GARAGES
428	Edway Const.	1971 Gunville Rd.	ER. WAREHOUSE
429	Lynn Priester	38 Rollingwood Dr.	INST. FIREPLACE
430	M/M Samuel Saeva	3 Old Schoolhouse Rd.	ER. SHED
431	Richard Gondek	581 Erie St.	ER. SHED
432	Helen Fahey	6161 Genesee St.	ER. GARAGE
433	Lovejoy Floor Covering	4 Robin Nest Ct.	ER. SIN. DWLG, GARAGE

and,

BE IT FURTHER

RESOLVED, that Building Permit Application Nos. 413, 417, and 424, be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-BLDG

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Engineers, Krehbiel Associates, Inc., have notified the Town Board that the budget for on-site inspection for the reconstruction of the School Street Bridge has been exceeded, and

WHEREAS, there is the need for an addition \$9,000.00 for inspection fees to complete the work,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby increases the budget for on-site inspection for the School Street Bridge Reconstruction Project by an additional \$9,000.00 in order to complete said project.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

Oceober 19, 1987

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the County of Erie Department of Environment and Planning
has furnished the Town of Lancaster with a Cooperation Agreement for the
1988-1990 Community Development Program in the County Consortium, and

WHEREAS, the funds provided for this program from the Federal
Government through HUD require participatory municipalities to execute
cooperation agreements within a consortium in order to obtain Community
Development Funds, and

WHEREAS, the Town Attorney has reviewed the Agreement provided by
the County of Erie,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Supervisor of the Town of Lancaster to execute the Cooperation
Agreement with the County of Erie to remain in the Consortium for the
Community Development Program for the years 1988 to 1990, and

BE IT FURTHER

RESOLVED, that the Town Clerk forward a copy of the executed
Agreement, together with the Board resolution authorizing said execution,
to the County of Erie Department of Environment and Planning.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

October 19, 1987

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution:-

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town of Lancaster and the Village of Lancaster determined that it is in the public interest for the Town of Lancaster Dog Control Officer to perform certain services for the Village of Lancaster involving dog control, and

WHEREAS, the Town of Lancaster and the Village of Lancaster have agreed to renew the existing Agreement between the parties on the same terms and conditions therefo for the period for November 1, 1987 to October 31, 1988;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute the Agreement with the Village of Lancaster setting forth the terms and conditions for the performance of certain services for the Village of Lancaster involving dog control.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, Donato Development Co., 90 Terrace Lane, Elma, New York 14059, has applied to the Town Board of the Town of Lancaster for a permit to construct Public Improvements upon real property in the Town of Lancaster within Warnerview Estates Subdivision, and

WHEREAS, Warnerview Estates Subdivision is a subdivision within the Town of Lancaster, filed under Map Cover No. In the Erie County Clerk's Office on 1987, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 129, 130, 131, and 132 of Donato Development Co., 90 Terrace Lane, Elma, New York 14059, for the installation of:

- | | |
|--|--|
| P.I.P. No. 129 -
(Retention Basin) | 1 storm water detention pond between Sta. 3+00 A +/- and Sta. 7+00 A +/- (Approx. 7500 cyd of excavation) |
| P.I.P. No. 130 -
(Water Line) | Streets A & C - 1500 l.f. of 8" PVC water main, 1-12"x8" tapping sleeve & valve, 3-8" line valves, 1-8" tee, 2 standard hydrant assemblies and 1-2" temporary blowoff. |
| P.I.P. No. 131 -
(Pavement & Curbs) | Street A 712+/- l.f. of 28' wide pavement from Sta. 0+00A to Sta 7+12A+/- Street C 750+/- l.f. of 28' wide pavement from Sta 0+00 C to Sta 4+93+/- C; both with Type "A" curb left and right. |
| P.I.P. No. 132 -
(Storm Sewer) | Streets A & C (130 l.f. of 8" PVC) 151 l.f. of 12" R.C.P., 686 l.f. of 12" CMP, 232 l.f. of 15" CMP, 100 l.f. of 18" CMP, 550 l.f. of 24" CMP, 28 l.f. of 30" RCP, 591 l.f. of 30" CMP, 13 standard receivers, 3 standard manholes and 3 backyard receivers. |

be and is hereby approved and the installation of the improvement requested be and is hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement, and,

BE IT FURTHER

RESOLVED, that the issuance of all Public Improvement Permits is also conditioned upon the developer meeting the following requirements which were discussed with the Town Board:

1. Eliminate berm and pipes dividing both basins.
2. Excavate Heritage basin to meet invert of Donato basin.
3. Excavate all swales within Heritage basin from inflow pipes through to discharge pipe at spillway west end of basin.
4. Re-seed all excavated areas.
5. Developer to be responsible for removal of siltation until subdivision is fully built out, and

BE IT FURTHER

RESOLVED, that the Public Improvement Permit for street lighting and sidewalks is to be issued by the Town Board upon application, after the developer executes an agreement with the Town of Lancaster, as prepared by the Town Attorney.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-P.I.P. (P11&12)

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title Insurance and bill of sale of Improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement, and,

BE IT FURTHER

RESOLVED, that the issuance of all Public Improvement Permits is also conditioned upon the developer meeting the following requirements which were discussed with the Town Board:

1. Eliminate berm and pipes dividing both basins.
2. Excavate Heritage basin to meet invert of Donato basin.
3. Excavate all swales within Heritage basin from inflow pipes through to discharge pipe at spillway west end of basin.
4. Re-seed all excavated areas.
5. Developer to be responsible for removal of siltation until subdivision is fully built out, and

BE IT FURTHER

RESOLVED, that the Public Improvement Permit for street lighting and sidewalks is to be issued by the Town Board upon application, after the developer executes an agreement with the Town of Lancaster, as prepared by the Town Attorney.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

File: R-P.I.P. (P11&12)

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution:-

SUSPENSION GRANTED:-

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE & TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on a proposed amendment to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York will be held at the Town Hall, 21 Central Avenue, Lancaster New York, on the 2nd day of November, 1987, at 8:45 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published on or before the 22nd day of October, 1987, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 19, 1987

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 19th day of October, 1987, the said Town Board will hold a Public Hearing on the 2nd day of November, 1987, at 8:45 o'clock P.M., Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of the said Town.

ARTICLE IX - Speed Regulations.

§46-9, Maximum Speed Limits, is hereby amended by adding thereto the following:

.

F. A speed limit of forty (40) miles per hour shall be posted on the following designated highways:

1. Brunck Road, for eastbound and westbound traffic from Siebert Road east to the end of such road.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

October 19, 1987

STATUS REPORT ON UNFINISHED BUSINESS:

1. Public Improvement Permit Authorization - Country View East Subdivision, Phase I (Marrano/Marc Equity).
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1987.
2. Public Improvement Permit Authorization - Country View East Subdivision, Phase II and Phase III (Marrano/Marc Equity).
This item remains under unfinished business until a retention basin is constructed on the Lancaster Sr. High School property.
3. Public Improvement Permit Authorization - Country View East Subdivision, Phase IV (Marrano/Marc Equity).
This item remains under unfinished business until P.I.P. No. 109 (street lighting) is accepted and a retention basin is constructed on the Lancaster Sr. High School property.
4. Public Improvement Permit Authorization - Countryside Subdivision, Phase II (Josela Enterprises)
This item remains under unfinished business until P.I.P. No. 102 (street lights) is accepted by the Town of Lancaster.
5. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase I (Marrano/Marc Equity)
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
6. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase II (Marrano/Marc Equity)
This item remains under unfinished business until P.I.P. No. 108 (street lighting) is accepted by the Town Board.
7. Public Improvement Permit Authorization - Indian Pine Village (Fischione Const., Inc.)
On August 10, 1987, the Town Clerk was authorized to issue P.I.P. Nos. 122 (street lighting), 123 (sidewalk), 124 (pavement and curbs), 125 (storm sewer), and 126 (water line). On September 8, 1987, the Town Clerk was authorized to issue P.I.P. No. 128 (Detention Basin).
8. Public Improvement Permit Authorization - Lancaster Commerce Center (Gelert Development)
The Town Board authorized issuance of P.I.P. Nos. 79 (water main) and 80 (retention basin) on June 6, 1983.
9. Public Improvement Permit Authorization - Plumb Estates (Galasso)
The item remains under unfinished business until P.I.P. No. 127 (detention basin) and P.I.P. No. 114 (street lighting) is accepted by the Town Board.
10. Public Improvement Permit Authorization - Plumb Estates South, Phase I (Galasso)
The Town Board authorized issuance of P.I.P. Nos. 116 (pavement and curbs), 117 (storm sewer), and 118 (water line) on August 11, 1987.
11. Public Improvement Permit Authorization - Plumb Estates South, Phase II (Galasso)
The Town Board authorized issuance of P.I.P. Nos. 119 (pavement and curbs), 120 (water line), and 121 (storm sewer) on August 11, 1987.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D:

12. Special Use Permit - August Keicher
On October 5, 1987, the Town Board held a public hearing on this matter and reserved decision. On October 19, 1987, the Town Board denied this Special Use Permit. The Town Clerk was directed to remove this item from future Town Board agendas.
13. Subdivision Approval - Forestream Village (DiLapo - Transit Rd.)
On September 8, 1987, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.
14. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redlein Dr.)
On November 6, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.
15. Subdivision Approval - The Meadows Subdivision (Giallanza - Aurora)
On July 7, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report. On September 3, 1986, the Planning Board recommended to the Town Board approval of this proposed subdivision. On September 26, 1986, the Planning Board rescinded their recommendation for approval of the preliminary plot previously adopted on September 3, 1986.
16. Traffic Signal - Intersection, Genesee Street and Ransom Road
On September 17, 1987 the New York State Department of Transportation informed the Town Board that a traffic signal will be installed at this intersection and the speed limit lowered to 45 M.P.H. in this area.
17. Traffic Study - Speed Reduction, Peppermint Road
On March 16, 1987, this matter was referred to the Police and Safety Committee and to the Police Chief for investigation and recommendation.
18. Traffic Study - Speed Reduction, Brunck Road
On September 21, 1987 this matter was referred to the Police and Safety Committee and to the Police Chief for investigation and recommendation.
19. Zoning Ordinance and Map Update
On June 15, 1983, Consultant Richard Brox conveyed a draft to the Town Board and Planning Board. Numerous joint sessions have been held to resolve areas of concern. SEQOR review, on the ordinance only, was held on July 18, 1984. The proposed map has not been subjected to SEQOR review.

COMMUNICATIONS:DISPOSITION

739. NSYEG to Town Board - Street Lighting Proposal for Penora St.	R & F
740. Police Chief to Public Safety Comm. Chair. - Request amendment to V & T Ordinance re: stop signs on Greenbriar Dr., Oakwood Com. and Heritage Dr.	R & F
741. U.S. Army Corps of Engineers to Supervisor - Transmittal of flood plain data re: Kelcher Special Use Permit.	R & F
742. County Dept. of Highways to Supervisor - Information re: Como Park/Penora Intersection.	R & F
743. Building Inspector to Town Board - Monthly report for September 1987.	R & F
744. Town Clerk to Planning Board, Town Engineers, Tryon & Schwartz and Building Inspector - Transmittal of resolution dated 7/17/72 setting forth procedure to implement processing of Site Plans.	PLANNING COMMITTEE
745. Bowmansville V.F.A. to Town Board - Recommendation of deletion and addition to membership roster.	R & F
746. Town Clerk to Town Board - Monthly report for September 1987.	R & F
747. Fischione Const. Co. to Town Board - Request approval for issuance of building permits for three model homes within Indian Pine Subdivision.	R & F
748. County Dept. of Health to Supervisor - Transmittal of Approval of Plans re: waterline extension, Warnerview Estates Subdivision.	R & F
749. County Executive to Supervisor - Notice of Intent to request release of Federal funds for handicap ramps for five polling places in Town.	TOWN CLERK FOR FOLLOWUP
750. County Comm. of Finance to Supervisor - Notice of adjustment to correct prior periods sales tax distributions.	R & F
751. County Executive to Supervisor - Invitation to attend a Solid Waste Recycling Workshop on 10/22/87 at Buffalo.	SUPERVISOR
752. Supervisor to Town Board - Notice of various Investments of funds during July, August and September 1987.	R & F
753. County Dept. of Highways to Supervisor - Information re: Como Park/Penora Intersection.	R & F
754. Department of Labor to Supervisor - Statistical report re: Work Force 2000.	BUILDING INSPECTOR
755. Supervisor to County Executive and County Finance & Management/Budget Committee chair. - Comments re: ReVal Program funding.	R & F
756. Lancaster Striders to Town Board - Request permission to use Town roads for road race on 12/13/87.	POLICE CHIEF
757. County Dept. of Highways to Town Clerk - Notice of Ellcott Creek Bridge closing.	R & F

COMMUNICATIONS CONT'D:

Page 689
DISPOSITION

758. County Dept. of Environ. and Planning to Supervisor - Notice of approval of Town's O & M Manual re: ECSDE No. 4 Project.	R & F
759. N.Y.S. Comptroller to Supervisor - Recommendations re: purchasing procedures.	R & F
760. Planning Board to Town Board - Request member's attendance at N.Y. Planning & Zoning Institute at Ellenville, N.Y. from 10/17-19/87.	R & F
761. Planning Board to Town Board - Minutes from meeting held 10/7/87.	R & F
762. David M. Lechner to Town Board - Comments re: August Keicher Special Use Permit.	R & F
763. Twin District V.F.C. to Town Clerk - Request additions and correction to roster.	R & F
764. Town Clerk to Chairmen, Town Democratic and Republican Committees - Photographs and comments pertaining to Election Law.	R & F
765. The Marrano Corp. to Town Board - Request reduction of Letter of Credit re: Retention Basin in Country View East Subdivision, Phase 1.	TOWN ATTORNEY - NOTIFY REDUCTION - \$5,000.
766. County Home Energy Assistance Program to Supervisor - Confirmation of use of meeting room on 11/5/87 for 87/88 HEAP orientation meeting.	R & F
767. Town Engineer to Town Board - Recommendation to issue dumping permit to Joseph Oleksy.	R & F
768. County Executive to Supervisor - Response to letter re: Como Park/Penora St. Intersection.	R & F
769. County Dept. of Environ. Health Services to Town Board - Transmittal of Approval of Completed Works re: Plumb Estates public water supply improvement.	R & F
770. County Dept. of Senior Services to Supervisor - Request use of meeting room on 11/5/87 for 87/88 HEAP orientation meeting.	R & F
771. Bowmansville V.F.A. to Supervisor - Request execution of form re: loan of MOCOM radio.	R & F
772. N.Y.S. Dept. of Environ. Conservation to Supervisor - Result of review of Warnerview Subdivision.	R & F
773. N.Y.S. Board of Equalization and Assessment to Supervisor - Notice of Tentative State Equalization Rate for the 1987 Assessment Roll.	R & F
774. Building & Zoning Inspector to Richard Church - Notification that resolution requirements have been met re: 195 Cemetery Rd.	R & F
775. David M. Lechner to Lancaster Bee - Comments re: transportation access.	R & F

COMMUNICATIONS CONT'D:

DISPOSITION

The Supervisor requested a suspension of the necessary rule for immediate consideration of the following communications -
SUSPENSION GRANTED.

- | | |
|---|---------------------------------------|
| 776. D.C.O. to Town Board -
Recommendation that agreement for Dog Control Services between Town and Village of Lancaster be renewed without any changes. | <u>R & F</u>
<hr/> <hr/> <hr/> |
| 777. Supervisor to Town Board -
Recommendation that paving bids for Recreation areas, received on 10/5/87, be rejected. | <u>R & F</u>
<hr/> <hr/> <hr/> |
| 778. Rick/Sandy Rogowski to Town Board -
Comments and suggestions re: drainage problems. | <u>DRAINAGE COMMITTEE</u>
<hr/> |

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 9:30 P.M. out of respect to:

Frances Gemerek
Anna Zachidlo
Margaret Deutschlander

Signed Robert P. Thill
Robert P. Thill, Town Clerk